

Sonja D. Kerr
 Meg K. Allison
 The Disability Law Center of Alaska
 3330 Arctic Blvd., Suite 220
 Anchorage, AK 99503
 907-565-1002
 907-565-1000 Fax
skerr@dlcak.org

UNITED STATES DISTRICT COURT)	
)	
FOR THE STATE OF ALASKA)	
)	
K.J. et al.,)	
	Plaintiff(s)) Case No. A05-276CV(JKS)
)	
vs.)	
)	
Anchorage School District,)	
)	
	Defendant(s)) SCHEDULING AND PLANNING
)	CONFERENCE REPORT

1. **Meeting.** In accordance with F.R.Civ.P.26(f), a meeting was held January 5, 2006 and was attended by:

For Plaintiffs:
 Sonja Kerr/Meg Allison
 Disability Law Center

For Defendant:
 Bradley Owens
 Jermain, Dunnagan & Owens

The parties recommend the following:

2. **Pre-Discovery Disclosures.** The information required by F.R.Civ.P.26(a)(1):

 have been exchanged by the parties

X will be exchanged by the parties by 10 days after the scheduling

conference – Defendant's position. Plaintiffs position: The pre-discovery disclosures do not apply in this matter, but to the extent they apply, plaintiffs suggest exchange of disclosures within 10 days of the scheduling conference.

Proposed changes to disclosure requirements: (*insert proposed changes, if any*)

Preliminary witness lists:

have been exchanged by the parties

X no additional witnesses are expected to testify in this matter

3. **Contested Issues of Fact and Law.** Preliminary, the parties expect the following issues of fact and/or law to be presented to the court at trial in this matter:

Plaintiffs' position: The amount of attorney fees and costs the prevailing party, C.S. et al., is entitled.

Defendant position: Whether the plaintiffs are the prevailing party, and if so, the amount of attorney fees and costs the prevailing party is entitled.

4. **Discovery Plan.** The parties jointly propose to the court the following discovery plan, if the Defendants reject the proposed and included stipulation:

A. Discovery will be needed on the following issues:

Any matter relevant to the amount of attorney fees and costs incurred in C.S. et al. v. Anchorage School District, DEED Case No. Hr. 05-13, pursuant to 20 U.S.C. § 1415(i)(3).

B. All discovery commenced in time to be completed by ("discovery close date").

Joint position: The parties do not anticipate any depositions or discovery in this matter. However, in the event that discovery is commenced:

Plaintiff position: April 1, 2006

Defendant position: May 1, 2006

K.J. et al. v. Anchorage School Dist.
SCHEDULING AND PLANNING
CONFERENCE REPORT

C. Limitations on Discovery.

1. Interrogatories-

No change from F.R.Civ.P.33(a)

Maximum of ____ by each party to any other party.

Responses due in ____ days.

2. Requests for Admissions.

No change from F.R.Civ.P.36(a).

Maximum of ____ by each party to any other party.

Responses due in ____ days.

3. Depositions.

No change from F.R.Civ.P.36(a), (d).

Maximum of ____ by each party to any other party.

Responses due in ____ days.

D. Reports from retained experts.

Not later than 90 days before the close of discovery subject to
F.R.Civ.P.26(a)(2)(C).

Reports due:

From plaintiff (*insert date*) From defendant (*insert date*)

E. Supplementation of disclosures and discovery responses are to be made:

Periodically at 60-day intervals from the entry of scheduling and
planning order.

As new information is acquired, but not later than 60 days before
the close of discovery.

F. A final witness list, disclosing all lay and expert witnesses whom a party may wish to call at trial, will be due:

45 days prior to the close of discovery

Not later than 30 days after any order that necessitates a trial in this matter.

5. **Pretrial Motions.**

No change from D.Ak. LR 16.1(c).

The following changes to D.Ak. LR 16.1(c). [Check and complete all that apply]

Motions to amend pleadings or add parties to be filed not later than (*insert date*)

Motions under the discovery rules must be filed not later than 45 days prior to the close of discovery.

Motions in limine and dispositive motions must be filed not later than 30 days prior to the close of discovery.

6. **Other Provisions:**

A. The parties do not request a conference with the court before the entry of the scheduling order.

The parties request a scheduling conference with the court on the following issue(s):

Setting deadlines for the filing of briefs and the filing of motions and cross-motions.

B. Alternative Dispute Resolution. [D.Ak. LR 16.2]

This matter is not considered a candidate for court-annexed alternative dispute resolution.

The parties will file a request for alternative dispute resolution not later than

Plaintiffs' position: February 15, 2006

Defendant position: February 15, 2006

Mediation Early Neutral Evaluation

C. The parties do not consent to trial before a magistrate judge.

D. Compliance with the Disclosure Requirements of F.R.Civ.P.7.1.

All parties have complied Compliance not required by any party

7. **Trial.**

A. The matter will be ready for trial:

Plaintiff position: The matter before the court is to be decided on motions and cross motions submitted by the parties, therefore, no trial date is requested.

45 days after the discovery close date – Defendant position.

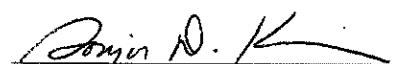
Not later than (*insert date*)

B. This matter is expected to take 1 days to try. – Defendant position.

C. Jury demanded yes no. – Defendant position.

Right to trial disputed? yes no. – Defendant position.

Dated: January 11, 2006


Sonja D. Kerr, Bar No. 0409051
Disability Law Center of Alaska
3330 Arctic Blvd., Suite 103
Anchorage, AK 99503
Telephone: 907-565-1002
Fax: 907-565-1000
skerr@dlcak.org



Brad Owens, Bar No. 7616122
Jermain, Dunnagan & Owens
3000 A Street, Suite 300
Anchorage, AK 99503
Telephone: 907-563-8844
Fax: 907-563-7322
bradowens@jdolaw.com

DISABILITY LAW CENTER OF ALASKA
3330 Arctic Blvd., Suite 103
Anchorage, AK 99503
907-565-1002 Fax 907-565-1000
1-800-478-1234